

**FIFTY-SECOND LEGISLATIVE DAY
WEDNESDAY, MARCH 1, 2006**

House of Representatives

The House convened at 10:30 a.m., Mr. Denney in the Chair.

Roll call showed all 70 members present.

Prayer was offered by Chaplain Jim Hardenbrook.

The Pledge of Allegiance was led by Brock Larsen, Page.

Approval of Journal

March 1, 2006

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have read and approved the House Journal of the Fifty-first Legislative Day and recommend that same be adopted as corrected.

FIELD(18), Chairman

Mrs. Field(18) moved that the report be adopted. Seconded by Mrs. Boe. Report adopted.

**Consideration of Messages from the
Governor and the Senate**

February 28, 2006

Mr. Speaker:

I transmit herewith enrolled **S 1264** and **SCR 123** for the signature of the Speaker.

WOOD, Secretary

The Speaker Pro Tem announced that the Speaker would sign enrolled **S 1264** and **SCR 123** and, when so signed, ordered them returned to the Senate.

February 28, 2006

Mr. Speaker:

I transmit herewith **S 1337** and **S 1379** which have passed the Senate.

WOOD, Secretary

S 1337 and **S 1379** were filed for first reading.

February 28, 2006

Mr. Speaker:

I return herewith **HJM 16** which has passed the Senate.

WOOD, Secretary

HJM 16 was referred to the Judiciary, Rules, and Administration Committee for enrolling.

Report of Standing Committees

March 1, 2006

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION report that we have printed **H 743, H 744, H 745, H 746, H 747, H 748, H 749, H 750, H 751, and H 752** and House Amendments to **H 472, H 630, H 613, H 562, H 634, H 611, H 656, and H 565**.

FIELD(18), Chairman

H 743, H 749, H 750, H 751, and H 752 were referred to the Education Committee.

H 744 and **H 745** were referred to the Revenue and Taxation Committee.

H 746, H 747, and H 748 were filed for second reading.

March 1, 2006

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have enrolled **H 435** and **H 451**.

FIELD(18), Chairman

The Speaker Pro Tem announced that the Speaker would sign enrolled **H 435** and **H 451**, and, when so signed, ordered them transmitted to the Senate for the signature of the President.

March 1, 2006

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have engrossed **H 472**, as amended, **H 630**, as amended, **H 613**, as amended, **H 562**, as amended, **H 634**, as amended, **H 611**, as amended, **H 656**, as amended, and **H 565**, as amended.

FIELD(18), Chairman

H 472, as amended, **H 630**, as amended, **H 613**, as amended, **H 562**, as amended, **H 634**, as amended, **H 611**, as amended, **H 656**, as amended, and **H 565**, as amended, were filed for first reading of engrossed bills.

March 1, 2006

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have transmitted enrolled **HCR 34** to the Secretary of State at 11:48 a.m., as of this date, February 28, 2006.

FIELD(18), Chairman

February 28, 2006

Mr. Speaker:

We, your COMMITTEE ON LOCAL GOVERNMENT, report that we have had under consideration **H 724** and **S 1383** and recommend that they do pass.

BARRETT, Chairman

H 724 and **S 1383** were filed for second reading.

February 28, 2006

Mr. Speaker:

We, your COMMITTEE ON TRANSPORTATION AND DEFENSE, report that we have had under consideration **S 1348** and recommend that it do pass.

WOOD, Chairman

S 1348 was filed for second reading.

February 28, 2006

Mr. Speaker:

We, your COMMITTEE ON AGRICULTURAL AFFAIRS, report that we have had under consideration **H 515** and **H 596** and recommend that they do pass.

FIELD(23), Chairman

H 515 and **H 596** were filed for second reading.

February 28, 2006

Mr. Speaker:

We, your COMMITTEE ON HEALTH AND WELFARE, report that we have had under consideration **H 664** and recommend that it do pass.

BLOCK, Chairman

H 664 was filed for second reading.

March 1, 2006

Mr. Speaker:

We, your COMMITTEE ON STATE AFFAIRS, report that we have had under consideration **S 1260** and **S 1317** and recommend that they do pass.

DEAL, Chairman

S 1260 and **S 1317** were filed for second reading.

March 1, 2006

Mr. Speaker:

We, your COMMITTEE ON EDUCATION, report that we have had under consideration **H 698** and **S 1316** and recommend that they do pass.

BARRACLOUGH, Chairman

H 698 and **S 1316** were filed for second reading.

There being no objection, the House advanced to the Seventh Order of Business.

Motions, Memorials, and Resolutions

House of Representatives
State of Idaho

February 27, 2006

The Honorable JoAn Wood
Chairman, Transportation and Defense Committee

Dear Representative Wood:

I hereby designate the Transportation and Defense Committee a privileged committee for the purpose of introducing RS 16147 on Tuesday, February 28, 2006.

Sincerely,
/s/ BRUCE NEWCOMB
Speaker of the House

The letter was ordered filed in the Office of the Chief Clerk

HOUSE CONCURRENT RESOLUTION NO. 55 BY STATE AFFAIRS COMMITTEE

A CONCURRENT RESOLUTION
STATING FINDINGS OF THE LEGISLATURE AND
REJECTING PENDING RULES OF THE DIVISION OF
BUILDING SAFETY GOVERNING ELECTRICAL
SPECIALTY LICENSING.

Be It Resolved by the Legislature of the State of Idaho:

WHEREAS, the Legislature is vested with authority to reject executive agency rules under the provisions of Section 67-5291, Idaho Code, in the event that the Legislature finds that the rules are not consistent with legislative intent; and

WHEREAS, it is the finding of the Legislature that certain rules of the Division of Building Safety governing electrical specialty licensing are not consistent with legislative intent and should be rejected.

NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Session of the Fifty-eighth Idaho Legislature, the House of Representatives and the Senate concurring therein, that IDAPA 07.01.04, rules of the Division of Building Safety governing electrical specialty licensing, adopted as a pending rule under Docket Number 07-0104-0502, the entire rulemaking docket, be, and the same is hereby rejected and declared null, void and of no force and effect.

HOUSE CONCURRENT RESOLUTION NO. 56 BY TRANSPORTATION AND DEFENSE COMMITTEE

A CONCURRENT RESOLUTION
STATING FINDINGS OF THE LEGISLATURE AND
REJECTING PENDING RULES OF THE IDAHO
TRANSPORTATION DEPARTMENT GOVERNING
OVERLEGAL PERMITTEE RESPONSIBILITY AND
TRAVEL RESTRICTIONS AND GOVERNING SALE OF NO
LONGER USEFUL OR USABLE REAL PROPERTY.

Be It Resolved by the Legislature of the State of Idaho:

WHEREAS, the Legislature is vested with authority to reject executive agency rules under the provisions of Section 67-5291, Idaho Code, in the event that the Legislature finds that the rules are not consistent with legislative intent; and

WHEREAS, it is the finding of the Legislature that certain rules of the Idaho Transportation Department governing overlegal permittee responsibility and travel restrictions and governing sale of no longer useful or usable real property are not consistent with legislative intent and should be rejected.

NOW, THEREFORE, BE IT RESOLVED by the members

of the Second Regular Session of the Fifty-eighth Idaho Legislature, the House of Representatives and the Senate concurring therein, that IDAPA 39.03.11, rules of the Idaho Transportation Department governing overlegal permittee responsibility and travel restrictions, adopted as pending rules under Docket Number 39-0311-0501, the entire rulemaking docket, and IDAPA 39.03.45, rules of the Idaho Transportation Department governing sale of no longer useful or usable real property, adopted as pending rules under Docket Number 39-0345-501, the entire rulemaking docket, be, and the same are hereby rejected and declared null, void and of no force and effect.

HOUSE CONCURRENT RESOLUTION NO. 57
BY EDUCATION COMMITTEE
 A CONCURRENT RESOLUTION

STATING FINDINGS OF THE LEGISLATURE AND AUTHORIZING THE LEGISLATIVE COUNCIL TO APPOINT A COMMITTEE TO UNDERTAKE AND COMPLETE A STUDY RELATED TO COMMUNITY COLLEGES.

Be It Resolved by the Legislature of the State of Idaho:

WHEREAS, the Legislature acknowledges the important role of community colleges in providing academic and professional-technical education as well as work force training; and

WHEREAS, we acknowledge the outstanding efforts of our current community colleges, North Idaho College and the College of Southern Idaho in providing these services; and

WHEREAS, we also acknowledge the many efforts of other higher education institutions in providing community college services; and

WHEREAS, we acknowledge the importance of a well trained and well educated work force as essential to Idaho's economy and the well-being of its citizens; and

WHEREAS, we acknowledge the relatively low percentage of Idaho high school graduates seeking higher education; and

WHEREAS, we acknowledge the need for expanded access to an affordable higher education or affordable work force training; and

WHEREAS, we also acknowledge the growing need for an expanded statewide community college system that is efficient, affordable and accessible; and

WHEREAS, there are significant issues of local control and of funding that are still unresolved and that need resolution; and

WHEREAS, at present there is no general consensus about how to best provide community college services and there are many important policy questions to be addressed.

NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Session of the Fifty-eighth Idaho Legislature, the House of Representatives and the Senate concurring therein, that the Legislative Council is authorized to appoint a committee to undertake and complete a thorough assessment of the role and mission of community colleges in Idaho including their benefits and needs.

BE IT FURTHER RESOLVED that the committee shall involve and solicit input from representatives from all of the

postsecondary educational institutions and the Office of the State Board of Education as well as high school administrators, school district superintendents and community colleges offering educational services in Idaho.

BE IT FURTHER RESOLVED that the committee shall comprehensively examine and make recommendations regarding Idaho community colleges' governance, funding strategies, role and missions, state appropriations distribution, cost comparisons of academic programs and differing tax burdens for community college districts' patrons. The Legislative Council shall determine the number of legislators and membership from each house appointed to the committee and shall authorize the committee to receive input, advice and assistance from interested and affected parties who are not members of the Legislature.

BE IT FURTHER RESOLVED that nonlegislative members of the committee may be appointed by the cochairs of the committee who are appointed by the Legislative Council. Nonlegislative members of the advisory committee shall not be reimbursed from legislative funds for per diem, mileage or other expenses and shall not have voting privileges regarding the committee's recommendations or proposed legislation.

BE IT FURTHER RESOLVED that the committee shall report its findings, recommendations and proposed legislation, if any, to the First Regular Session of the Fifty-ninth Idaho Legislature.

HOUSE CONCURRENT RESOLUTION NO. 58
BY EDUCATION COMMITTEE
 A CONCURRENT RESOLUTION

STATING LEGISLATIVE FINDINGS AND URGING THE ESTABLISHMENT AND PROMOTION OF PROGRAMS TO IMPROVE THE TRAINING OF ELEMENTARY SCHOOL TEACHERS IN THE DISCIPLINES OF MATHEMATICS AND SCIENCE.

Be It Resolved by the Legislature of the State of Idaho:

WHEREAS, before there can be children with solid education credentials in mathematics and science, there must be teachers in the elementary schools who can impart the needed knowledge; and

WHEREAS, before there can be elementary school teachers with the required skill and training in mathematics and science to teach the children, there must be programs at the college and university level that will produce such teachers; and

WHEREAS, before there can be such mathematics and science educator programs, there must be the commitment to establish and promote such programs.

NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Session of the Fifty-eighth Idaho Legislature, the House of Representatives and the Senate concurring therein, that Idaho's colleges and universities are urged to commit themselves to the establishment and promotion of programs to improve the training of elementary school teachers in the disciplines of mathematics and science so that Idaho's children may so benefit.

HOUSE JOINT MEMORIAL NO. 19
BY REVENUE AND TAXATION COMMITTEE

A JOINT MEMORIAL

TO THE SENATE AND HOUSE OF REPRESENTATIVES OF THE UNITED STATES IN CONGRESS ASSEMBLED, AND TO THE CONGRESSIONAL DELEGATION REPRESENTING THE STATE OF IDAHO IN THE CONGRESS OF THE UNITED STATES.

We, your Memorialists, the House of Representatives and the Senate of the State of Idaho assembled in the Second Regular Session of the Fifty-eighth Idaho Legislature, do hereby respectfully represent that:

WHEREAS, in April 2005 the United States Department of Agriculture released a Draft Strategic Plan and Draft Program Standards for implementing a mandatory National Animal Identification System, commonly referred to as NAIS; and

WHEREAS, the NAIS is a national program intended to register premises where livestock are raised or held and to identify all agricultural animals and track them as they come into contact with, or are intermixed with, animals other than herdsmates from their premises of origin; and

WHEREAS, the USDA has set July 2006 as the target date for issuance of a proposed rule setting forth the requirements for NAIS premises registration, animal identification and animal tracking and, pursuant to the plan timetable, premises identification and individual animal identification will be mandatory as of January 1, 2008, provided however, the USDA could advance or delay this timetable; and

WHEREAS, there are numerous concerns regarding the NAIS program, including concerns relating to costs, confidentiality of information and liability; and

WHEREAS, although significant costs associated with the program are anticipated, costs have not been quantified and there are ongoing uncertainties regarding how the costs will be shared; and

WHEREAS, concerns relating to confidentiality exist in terms of which entities and agencies will have access to registration and identification data, how the data will be used, and whether the general public will have access to the data; and

WHEREAS, many in the agriculture industry have expressed concerns regarding the use of information by individuals for food safety issues and that the traceability of food products would increase participants' risk of liability and financial loss from food safety issues for which they are not responsible; and

WHEREAS, given the uncertainties and risks associated with the NAIS program, residents of the state of Idaho oppose the program and oppose mandatory premises identification, individual animal identification and animal tracking.

NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Session of the Fifty-eighth Idaho Legislature, the House of Representatives and the Senate concurring therein, that we urge the United States Department of Agriculture to forgo implementation of the NAIS program, or alternatively, to delay the issuance of the proposed rule which will set forth NAIS requirements now targeted for July 2006 to afford the public additional information relating to the proposed mandatory program and additional time for public comment.

BE IT FURTHER RESOLVED that the Chief Clerk of the House of Representatives be, and she is hereby authorized and

directed to forward a copy of this Memorial to the President of the Senate and the Speaker of the House of Representatives of Congress, and the congressional delegation representing the State of Idaho in the Congress of the United States.

HCR 55, HCR 56, HCR 57, HCR 58, and HJM 19 were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

**Introduction, First Reading, and Reference
of Bills and Joint Resolutions**

**HOUSE BILL NO. 753
BY STATE AFFAIRS COMMITTEE
AN ACT**

RELATING TO STANDARD FIRE POLICIES; AMENDING SECTION 41-2401, IDAHO CODE, TO SET FORTH NOTICE PROVISIONS APPLICABLE TO POLICY CANCELLATION BASED UPON NONPAYMENT OF PREMIUM.

**HOUSE BILL NO. 754
BY REVENUE AND TAXATION COMMITTEE
AN ACT**

RELATING TO STATE INCOME TAX CREDITS; AMENDING SECTION 63-4402, IDAHO CODE, TO PROVIDE A DEFINITION OF "NEW PLANT AND BUILDING FACILITIES," TO REVISE THE DEFINITION OF "INVESTMENT IN NEW PLANT," TO REVISE THE DEFINITION OF "PROJECT PERIOD," TO REVISE THE DEFINITION OF "TAX INCENTIVE CRITERIA"; AMENDING SECTION 63-4403, IDAHO CODE, TO REVISE DATES AND TO DECREASE THE MAXIMUM ALLOWABLE CREDIT FOR ANY ONE TAXABLE YEAR; AMENDING SECTION 63-4404, IDAHO CODE, TO REVISE DATES, TO PROVIDE THAT THE CREDIT ALLOWED SHALL BE RELATED TO NEW PLANT AND BUILDING FACILITIES AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 63-4405, IDAHO CODE, TO REVISE DATES FOR THE ADDITIONAL INCOME TAX CREDIT FOR NEW JOBS; AMENDING SECTION 63-4408, IDAHO CODE, TO REVISE DATES FOR THE SALES TAX REBATE FOR NEW JOBS AND TO PROVIDE THAT THE REBATE SHALL BE RELATED TO NEW PLANT AND BUILDING FACILITIES; DECLARING AN EMERGENCY AND PROVIDING RETROACTIVE APPLICATION.

**HOUSE BILL NO. 755
BY REVENUE AND TAXATION COMMITTEE
AN ACT**

RELATING TO THE BUDGET STABILIZATION FUND; AMENDING SECTION 57-814, IDAHO CODE, TO INCREASE THE MAXIMUM PERCENTAGE OF TOTAL GENERAL FUND RECEIPTS THAT MAY BE IN THE BUDGET STABILIZATION FUND AND TO PROVIDE THAT APPROPRIATIONS OF MONEYS FROM THE BUDGET STABILIZATION FUND IN ANY YEAR SHALL BE LIMITED TO FIFTY PERCENT OF THE INCREASED

PERCENTAGE.

HOUSE BILL NO. 756
BY REVENUE AND TAXATION COMMITTEE
AN ACT

RELATING TO THE SALES AND USE TAX; AMENDING SECTION 63-3622D, IDAHO CODE, TO PROVIDE TECHNICAL CORRECTIONS AND TO DELETE REFERENCE TO THE SALES AND USE TAX EXEMPTION FOR HEATING MATERIALS; AND AMENDING SECTION 63-3622JJ, IDAHO CODE, TO DELETE REFERENCE TO THE SALES AND USE TAX EXEMPTION FOR HEATING MATERIALS.

HOUSE BILL NO. 757
BY REVENUE AND TAXATION COMMITTEE
AN ACT

RELATING TO EXEMPTIONS TO THE SALES AND USE TAX; AMENDING SECTION 63-3622O, IDAHO CODE, TO PROVIDE THAT DONATIONS TO, SALES TO OR PURCHASES BY THE ADVOCATES FOR SURVIVORS OF DOMESTIC VIOLENCE AND SEXUAL ASSAULT, INC., A NONPROFIT CORPORATION, SHALL BE EXEMPT FROM THE SALES AND USE TAX AND TO MAKE TECHNICAL CORRECTIONS.

HOUSE BILL NO. 758
BY STATE AFFAIRS COMMITTEE
AN ACT

AMENDING THE CHARTER OF THE CITY OF BELLEVUE, TO AMEND CHAPTER III, SECTION 33, AS ADDED BY SECTION 2, CHAPTER 130, LAWS OF 1996, TO REDESIGNATE THE SECTION AND TO MAKE A TECHNICAL CORRECTION; TO AMEND CHAPTER IV, ELECTIONS, SECTIONS 33, 34, 36, 37, 41, 42 AND 43 THEREOF TO PROVIDE FOR THE ELECTION DATES AND ELECTION PROCEDURES TO BE AS SET FORTH IN THE GENERAL LAWS OF THE STATE OF IDAHO APPLICABLE TO ELECTION OF CITY OFFICIALS, INCLUDING SUBSEQUENT AMENDMENTS THERETO; AND TO AMEND CHAPTER VI, SECTION 54, TO PROVIDE QUORUM REQUIREMENTS AND REQUIREMENTS FOR PASSAGE OF ORDINANCES, RESOLUTIONS AND OTHER QUESTIONS.

HOUSE BILL NO. 759
BY EDUCATION COMMITTEE
AN ACT

RELATING TO SCHOLARSHIPS; AMENDING CHAPTER 5, TITLE 33, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 33-522, IDAHO CODE, TO PROVIDE FOR ESTABLISHMENT OF LOCAL NEEDS-BASED SCHOLARSHIP ENDOWMENT FUNDS BY LOCAL SCHOOL BOARDS OF TRUSTEES, TO PROVIDE FOR ANNUAL AWARDS OF NEEDS-BASED SCHOLARSHIPS TO ELIGIBLE STUDENTS, TO PROVIDE FOR ANNUAL CALCULATION OF THE AMOUNT OF EACH YEAR'S SCHOLARSHIPS AND TO PROVIDE DEFINITIONS; AMENDING CHAPTER 43, TITLE 33, IDAHO CODE, BY

THE ADDITION OF A NEW SECTION 33-4319, IDAHO CODE, TO PROVIDE LEGISLATIVE INTENT, TO CREATE A NEEDS-BASED SCHOLARSHIP PROGRAM, TO PROVIDE FOR DISTRIBUTIONS FROM THE FUND, TO CREATE AN IDAHO NEEDS-BASED SCHOLARSHIP FUND AND TO PROVIDE DEFINITIONS; AND APPROPRIATING MONEYS FROM THE GENERAL FUND TO THE IDAHO NEEDS-BASED SCHOLARSHIP FUND.

H 753, H 754, H 755, H 756, H 757, H 758, and H 759 were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

S 1337, by Judiciary and Rules Committee, was introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee.

S 1379, by Education Committee, was introduced, read the first time by title, and referred to the Education Committee.

First Reading of Engrossed Bills

H 472, as amended, by Revenue and Taxation Committee, was introduced, read the first time by title and filed for second reading.

H 630, as amended, and **H 634**, as amended, by Judiciary, Rules, and Administration Committee, were introduced, read the first time by title and filed for second reading.

H 613, as amended, **H 611**, as amended, and **H 565**, as amended, by Health and Welfare Committee, were introduced, read the first time by title and filed for second reading.

H 562, as amended, by Transportation and Defense Committee, was introduced, read the first time by title and filed for second reading.

H 656, as amended, by Local Government Committee, was introduced, read the first time by title and filed for second reading.

Second Reading of Bills and Joint Resolutions

HCR 54, by Education Committee, was read the second time by title and filed for third reading.

H 693 and **H 706**, by Revenue and Taxation Committee, were read the second time by title and filed for third reading.

S 1268, S 1269, S 1270, S 1271, and S 1272, by Commerce and Human Resources Committee, were read the second time by title and filed for third reading.

H 653, by Business Committee, was read the second time by title and filed for third reading.

S 1256, S 1302, S 1304, and S 1303, by Judiciary and Rules Committee, were read the second time by title and filed for third

reading.

H 716 and **HCR 47**, by State Affairs Committee, were read the second time by title and filed for third reading.

S 1258 and **S 1259**, by Resources and Environment Committee, were read the second time by title and filed for third reading.

Third Reading of Bills and Joint Resolutions

H 546 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Mrs. Wood to open debate.

The question being, "Shall **H 546** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barraclough, Barrett, Bastian, Bayer, Bedke, Bell, Bilbao, Black, Block, Boe, Bolz, Brackett, Bradford, Cannon, Chadderdon, Clark, Collins, Crow, Deal, Denney, Ellsworth, Eskridge, Field(18), Field(23), Garrett, Hart, Harwood, Henbest, Henderson, Jaquet, Kemp, Lake, LeFavour, Loertscher, Martinez, Mathews, McGeachin, McKague, Miller, Mitchell, Moyle, Nielsen, Nonini, Pasley-Stuart, Pence, Raybould, Ring, Ringo, Roberts, Rusche, Rydalch, Sali(Sali), Sayler, Schaefer, Shepherd(2), Shepherd(8), Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Stevenson, Wills, Wood. Total -- 67.

NAYS -- None.

Absent and excused -- Edmunson, Trail, Mr. Speaker. Total -- 3.

Total -- 70.

Whereupon the Speaker Pro Tem declared **H 546** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 637 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Mr. Barraclough to open debate.

The question being, "Shall **H 637** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barraclough, Barrett, Bastian, Bayer, Bedke, Bell, Bilbao, Block, Boe, Bolz, Brackett, Bradford, Cannon, Chadderdon, Clark, Collins, Crow, Deal, Denney, Ellsworth, Eskridge, Field(23), Garrett, Hart, Harwood, Henbest, Henderson, Jaquet, Kemp, Lake, LeFavour, Loertscher, Martinez, Mathews, McGeachin, McKague, Miller, Mitchell, Moyle, Nielsen, Nonini, Pasley-Stuart, Pence, Raybould, Ring, Ringo, Rusche, Rydalch, Sali(Sali), Sayler, Schaefer, Shepherd(2), Shepherd(8), Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Stevenson, Wills,

Wood. Total -- 64.

NAYS -- None.

Absent and excused -- Black, Edmunson, Field(18), Roberts, Trail, Mr. Speaker. Total -- 6.

Total -- 70.

Whereupon the Speaker Pro Tem declared **H 637** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Moyle asked unanimous consent that **HJM 14** retain its place on the Third Reading Calendar until Monday March 6, 2006. There being no objection, it was so ordered.

H 583 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Mrs. McGeachin to open debate.

The question being, "Shall **H 583** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barraclough, Barrett, Bastian, Bayer, Bedke, Bell, Bilbao, Black, Block, Boe, Bolz, Brackett, Bradford, Cannon, Chadderdon, Clark, Collins, Crow, Deal, Denney, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Garrett, Hart, Harwood, Henbest, Henderson, Jaquet, Kemp, Lake, LeFavour, Loertscher, Martinez, Mathews, McGeachin, McKague, Miller, Moyle, Nielsen, Nonini, Pasley-Stuart, Pence, Raybould, Ring, Ringo, Roberts, Rusche, Rydalch, Sali(Sali), Sayler, Schaefer, Shepherd(2), Shepherd(8), Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Stevenson, Trail, Wills, Wood. Total -- 68.

NAYS -- None.

Absent and excused -- Mitchell, Mr. Speaker. Total -- 2.

Total -- 70.

Whereupon the Speaker Pro Tem declared **H 583** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 632 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Mr. Nonini to open debate.

The question being, "Shall **H 632** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barraclough, Barrett, Bastian, Bayer, Bedke, Bell, Bilbao, Black, Block, Boe, Bolz, Brackett, Bradford, Cannon, Chadderdon, Clark, Collins, Crow, Deal, Denney, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Garrett, Hart, Harwood, Henbest, Henderson, Jaquet, Kemp, Lake, LeFavour, Loertscher, Martinez, Mathews, McGeachin, McKague, Miller, Mitchell, Moyle, Nielsen, Nonini, Pasley-Stuart, Pence, Raybould, Ring, Ringo, Roberts, Rusche,

Rydalch, Sali(Sali), Sayler, Schaefer, Shepherd(2), Shepherd(8), Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Stevenson, Trail, Wills, Wood. Total -- 69.

NAYS -- None.

Absent and excused -- Mr. Speaker. Total -- 1.

Total -- 70.

Whereupon the Speaker Pro Tem declared **H 632** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 633 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Mr. Rusche to open debate.

The question being, "Shall **H 633** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barraclough, Barrett, Bastian, Bayer, Bedke, Bell, Bilbao, Black, Block, Boe, Bolz, Brackett, Bradford, Cannon, Chadderdon, Clark, Collins, Crow, Deal, Denney, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Garrett, Hart, Harwood, Henbest, Henderson, Jaquet, Kemp, Lake, LeFavour, Loertscher, Martinez, Mathews, McGeachin, McKague, Miller, Mitchell, Moyle, Nielsen, Nonini, Pasley-Stuart, Pence, Raybould, Ring, Ringo, Roberts, Rusche, Rydalch, Sali(Sali), Sayler, Schaefer, Shepherd(2), Shepherd(8), Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Stevenson, Trail, Wills, Wood. Total -- 69.

NAYS -- None.

Absent and excused -- Mr. Speaker. Total -- 1.

Total -- 70.

Whereupon the Speaker Pro Tem declared **H 633** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 717 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Mr. Loertscher to open debate.

The question being, "Shall **H 717** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barraclough, Barrett, Bastian, Bayer, Bedke, Bell, Bilbao, Black, Block, Boe, Bolz, Brackett, Bradford, Cannon, Chadderdon, Clark, Collins, Crow, Deal, Denney, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Garrett, Hart, Harwood, Henbest, Henderson, Jaquet, Kemp, Lake, LeFavour, Loertscher, Martinez, Mathews, McGeachin, McKague, Miller, Mitchell, Moyle, Nielsen, Nonini, Pasley-Stuart, Pence, Raybould, Ring, Ringo, Roberts, Rusche, Rydalch, Sali(Sali), Sayler, Schaefer, Shepherd(2), Shepherd(8), Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Stevenson, Trail, Wills, Wood. Total -- 69.

NAYS -- None.

Absent and excused -- Mr. Speaker. Total -- 1.

Total -- 70.

Whereupon the Speaker Pro Tem declared **H 717** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

S 1315 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Mr. Bayer to open debate.

The question being, "Shall **S 1315** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barraclough, Barrett, Bastian, Bayer, Bedke, Bell, Bilbao, Black, Block, Boe, Bolz, Brackett, Bradford, Cannon, Chadderdon, Clark, Collins, Crow, Deal, Denney, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Garrett, Hart, Harwood, Henbest, Henderson, Jaquet, Kemp, Lake, LeFavour, Loertscher, Martinez, Mathews, McGeachin, McKague, Miller, Mitchell, Moyle, Nielsen, Nonini, Pasley-Stuart, Pence, Raybould, Ring, Ringo, Roberts, Rusche, Rydalch, Sali(Sali), Sayler, Schaefer, Shepherd(2), Shepherd(8), Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Stevenson, Trail, Wills, Wood. Total -- 69.

NAYS -- None.

Absent and excused -- Mr. Speaker. Total -- 1.

Total -- 70.

Whereupon the Speaker Pro Tem declared **S 1315** passed the House. Title was approved and the bill was ordered returned to the Senate.

Mr. Moyle asked unanimous consent that **H 602** be placed on General Orders for consideration. There being no objection, it was so ordered.

H 692 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Mrs. Wood to open debate.

At this time the Speaker took the Chair.

The question being, "Shall **H 692** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barraclough, Barrett, Bastian, Bayer, Bedke, Bell, Bilbao, Black, Block, Boe, Bolz, Brackett, Bradford, Cannon, Chadderdon, Clark, Collins, Crow, Deal, Denney, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Garrett, Hart, Harwood, Henbest, Henderson, Jaquet, Kemp, Lake, LeFavour, Loertscher, Martinez, Mathews, McGeachin, McKague, Miller, Mitchell, Moyle, Nielsen, Nonini, Pasley-Stuart, Pence, Raybould, Ring, Ringo, Roberts, Rusche,

Rydalch, Sali(Sali), Sayler, Schaefer, Shepherd(2), Shepherd(8), Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Stevenson, Trail, Wills, Wood, Mr. Speaker. Total -- 70.

Whereupon the Speaker declared **H 692** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Moyle asked unanimous consent that **H 610** retain its place on the Third Reading Calendar for one Legislative Day. There being no objection, it was so ordered.

H 593 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Shirley to open debate.

The question being, "Shall **H 593** pass?"

Roll call resulted as follows:

AYES -- Andrus, Barraclough, Barrett, Bastian, Bayer, Bedke, Bell, Bilbao, Black, Block, Boe, Bolz, Brackett, Bradford, Cannon, Chadderdon, Clark, Collins, Crow, Deal, Denney, Edmunson, Ellsworth, Field(18), Field(23), Garrett, Hart, Harwood, Henbest, Henderson, Kemp, Lake, LeFavour, Loertscher, Martinez, Mathews, McGeachin, McKague, Miller, Mitchell, Moyle, Nielsen, Nonini, Pasley-Stuart, Pence, Raybould, Ring, Ringo, Roberts, Rusche, Rydalch, Sali(Sali), Schaefer, Shepherd(2), Shepherd(8), Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Stevenson, Wills, Wood, Mr. Speaker. Total -- 65.

NAYS -- Anderson, Eskridge, Jaquet, Sayler, Trail. Total -- 5.

Total -- 70.

Whereupon the Speaker declared **H 593** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 594 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Bolz to open debate.

The question being, "Shall **H 594** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barraclough, Bastian, Bayer, Bedke, Bell, Bilbao, Black, Block, Boe, Bolz, Brackett, Bradford, Cannon, Chadderdon, Clark, Collins, Crow, Deal, Denney, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Garrett, Hart, Harwood, Henbest, Henderson, Jaquet, Kemp, Lake, LeFavour, Martinez, McGeachin, McKague, Miller, Mitchell, Moyle, Nielsen, Nonini, Pasley-Stuart, Pence, Raybould, Ring, Ringo, Roberts, Rusche, Sayler, Schaefer, Shepherd(2), Shepherd(8), Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Stevenson, Trail, Wills, Wood,

Mr. Speaker. Total -- 65.

NAYS -- Barrett, Loertscher, Mathews, Rydalch, Sali(Sali). Total -- 5.

Total -- 70.

Whereupon the Speaker declared **H 594** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 599 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Stevenson to open debate.

The question being, "Shall **H 599** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barraclough, Barrett, Bastian, Bayer, Bedke, Bell, Bilbao, Black, Block, Boe, Bolz, Brackett, Bradford, Cannon, Chadderdon, Clark, Collins, Crow, Deal, Denney, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Garrett, Hart, Harwood, Henbest, Henderson, Jaquet, Kemp, Lake, LeFavour, Loertscher, Martinez, Mathews, McGeachin, McKague, Miller, Mitchell, Moyle, Nielsen, Nonini, Pasley-Stuart, Pence, Raybould, Ring, Ringo, Roberts, Rusche, Rydalch, Sali(Sali), Sayler, Schaefer, Shepherd(2), Shepherd(8), Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Stevenson, Trail, Wills, Wood, Mr. Speaker. Total -- 70.

Whereupon the Speaker declared **H 599** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 615 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Ms. Henbest and Mrs. Garrett to open debate.

Pursuant to Rule 38(3), Mrs. Garrett disclosed a conflict of interest regarding **H 615**.

The question being, "Shall **H 615** pass?"

Roll call resulted as follows:

AYES -- Anderson, Barraclough, Bastian, Bell, Bilbao, Black, Block, Boe, Bolz, Cannon, Chadderdon, Collins, Deal, Denney, Edmunson, Eskridge, Field(18), Garrett, Henbest, Henderson, Jaquet, Kemp, LeFavour, Martinez, Miller, Mitchell, Pasley-Stuart, Pence, Ring, Ringo, Rusche, Rydalch, Sayler, Schaefer, Shepherd(2), Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Trail, Wills, Mr. Speaker. Total -- 44.

NAYS -- Andrus, Barrett, Bayer, Bedke, Brackett, Bradford, Clark, Crow, Ellsworth, Hart, Harwood, Lake, Loertscher, Mathews, McGeachin, McKague, Moyle, Nielsen, Nonini, Raybould, Roberts, Sali(Sali), Shepherd(8), Stevenson. Total -- 24.

Absent and excused -- Field(23), Wood. Total -- 2.

Paired Vote:

AYE -- Mitchell. NAY -- Moyle.

(Pair enumerated in roll call above.)

Total -- 70.

Whereupon the Speaker declared **H 615** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Denney asked unanimous consent that the remaining bills on the Third Reading Calendar retain their places for one Legislative Day. There being no objection, it was so ordered.

There being no objection, the House advanced to the Sixteenth Order of Business.

Adjournment

Mr. Denney moved that the House adjourn until 10:30 a.m., Thursday, March 2, 2006. Seconded by Ms. Jaquet. Motion carried.

Whereupon the Speaker declared the House adjourned at 12:35 p.m.

BRUCE NEWCOMB, Speaker

ATTEST:

PAMM JUKER, Chief Clerk